

CITY COMMISSION MEETING AGENDA

CITY COMMISSION / **MUNICIPAL COURT ROOM**
518 MECHANIC, EMPORIA, KS
April 15, 2020 at 7:00 p.m.

1. Members present: Mayor Giefer

<u>Vice Mayor Gilligan</u>	<u>Commissioner Geitz</u>
<u>Commissioner Smith</u>	<u>Commissioner Brinkman</u>
<u>City Manager McAnarney</u>	<u>City Clerk Sull</u>
<u>Asst. City Mgr. Massey</u>	<u>City Attorney Montgomery</u>
2. Mayor and City Commission Reports and Comments.
3. Consent Agenda
4. Public Comment
5. Award CAFR to the City of Emporia Finance Department.
6. Consider Awarding Bid for 2020 Street Resurfacing Project No. PV2001.
7. Report from City Manager on City Activities.



**If you need accommodations due to a disability to participate in this event, meeting, or activity, or alternative format of written materials contact Jeff Lynch, City of Emporia ADA Coordinator at least 48 hours before the event at 620-343-4285 or email jlynch@emporia-kansas.gov*

AGENDA ITEM SUMMARY

MEETING DATE: April 15, 2020

ITEM NUMBER: 2

SUBJECT: Mayor and City Commissioners Reports and Comments

RECOMMENDATION:

BACKGROUND SUMMARY

This is a time for the Mayor and City Commissioners to make comments and reports to the Public.

The following is general information for the month of March for the community:

1) Monthly Local Retail Sales Tax Receipts Update

	2019	2020	
	\$364,252.29	\$385,927.00	Increase of \$21,674.71 for the month, and
YTD	\$ 1,233,753.48	\$ 1,249,027.58	Overall increase of 1.24% from year 2019

2) City Share from County Tax

	2019	2020	
	\$151,588.00	\$196,092.81	Increase of \$44,504.81 for the month, and
YTD	\$ 607,077.04	\$ 640,827.57	Overall increase of 5.56% from year 2019

3) Building Permits issued from 3/1/2020 to 3/31/2020 for new construction, remodeling / repairs and demolition.

Total number of building permits issued through Code Services:	67
Total of valuations associated with those building permits:	\$ 1,937,422.00
Total number of dollars collected for Building Permit Fees:	\$ 11,496.00
Construct - single family dwellings	4
Demo - single family dwellings	0

Flint Hills Mall CID for March	\$ 12,201.57
Year to Date Total	\$ 52,757.79

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____

GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: April 15, 2020

ITEM NUMBER: 3

SUBJECT:

Consent agenda:

The items listed on the Consent Agenda are considered by the Governing Body to be routine business items.

Approval of the items may be made by a single motion, second and majority vote with no separate discussion of any item listed. Should a member of the Governing Body desire to discuss any item, at his/her request, it will be removed from the Consent Agenda and considered separately.

- a. Consider minutes of the Meeting held on April 1, 2020.
- b. Consider ratification of Payroll Ordinance for the period ending on April 10, 2020.
- c. Consider Set Bid Time and Date for Slurry Seal and Chip Seal Project.

RECOMMENDATION:

- a. Approve Minutes
- b. Approve Payroll
- c. Approve Time and Date

BACKGROUND SUMMARY:

ACTION RECORD

Action: _____

Motion: _____

Second: _____

Abstained: _____

Vote: _____

GEITZ _____

GIEFER _____

GILLIGAN _____

SMITH _____

BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: April 15, 2020

ITEM NUMBER: 3c

SUBJECT: Set 2:00 p.m., Wednesday, April 29, 2020 as time and date to receive bids for the Slurry Seal and Chip Seal Project.

RECOMMENDATION: Set bid time and date.

BACKGROUND SUMMARY:

City staff will be accepting bids for both slurry seal and chip seal resurfacing of the selected streets in 2020.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

OPINION OF PROBABLE COST

Name of Project: 2020 SLURRY SEAL

By: J. Gentz

Date: 11/2019

Project No. n/a

Preliminary

ITEM	QUAN.	UNIT	UNIT PRICE	AMOUNT
Holiday Drive (18th Ave. to Meadowlark Ln.)	1	LS	\$11,051.39	\$11,051.39
Meadowlark Lane (18th Ave. to Flint Rd.)	1	LS	\$14,176.67	\$14,176.67
Hillcrest Drive (18th Ave. to Flint Rd.)	1	LS	\$9,452.78	\$9,452.78
Maplecrest Drive (18th Ave. to 21st Ave.)	1	LS	\$10,608.33	\$10,608.33
Arrowhead Drive (Maplecrest Dr. to Flint Rd.)	1	LS	\$2,890.00	\$2,890.00
Flint Road (Arrowhead Dr. to 22nd Ave.)	1	LS	\$1,662.50	\$1,662.50
Sunset Circle (Cul-de-sac to 21st Ave.)	1	LS	\$1,275.00	\$1,275.00
Schaeffer Way (Cul-de-sac to Prairie St.)	1	LS	\$3,755.00	\$3,755.00
Wheeler Street (15th Ave. to 18th Ave.)	1	LS	\$8,990.00	\$8,990.00
Village Avenue (Rees Rd. to Wheeler St.)	1	LS	\$1,985.00	\$1,985.00
Rees Road (Village Ave. to 18th Ave.)	1	LS	\$4,585.00	\$4,585.00
Luther Street (465' north of 15th Ave. to 18th Ave.)	1	LS	\$7,464.28	\$7,464.28
Thompson Street (Dead End to 18th Ave.)	1	LS	\$5,625.83	\$5,625.83
Thompson Street (15th Ave. to Dead End)	1	LS	\$4,203.33	\$4,203.33
Luther Street (12th Ave. to Santa Fe Trail Rd.)	1	LS	\$4,881.67	\$4,881.67
Luther Street (Santa Fe Trail Rd. to 15th Ave.)	1	LS	\$5,272.50	\$5,272.50
Thompson Street (12th Ave. to 15th Ave.)	1	LS	\$11,706.67	\$11,706.67
Burns Street (9th Ave. to 12th Ave.)	1	LS	\$11,741.67	\$11,741.67
Henry Street (9th Ave. to 12th Ave.)	1	LS	\$8,990.00	\$8,990.00
Luther Street (9th Ave. to 12th Ave.)	1	LS	\$8,990.00	\$8,990.00
Thompson Street (9th Ave. to 12th Ave.)	1	LS	\$11,763.33	\$11,763.33
Graham Street (Sutton Pl. to W. 6th Ave.)	1	LS	\$9,488.89	\$9,488.89
Stratford Drive (Bel-Aire Dr. to W. 6th Ave.)	1	LS	\$7,582.50	\$7,582.50
Bel-Aire Drive (Stratford Dr. to Sutton Pl.)	1	LS	\$6,707.50	\$6,707.50
Sutton Place (Stratford Dr. to Graham St.)	1	LS	\$10,643.61	\$10,643.61
Melrose Place (Stratford Dr. to Graham St.)	1	LS	\$10,059.17	\$10,059.17
Regency Drive (Stratford Dr. to 164' east)	1	LS	\$1,185.00	\$1,185.00
Crack Seal	11000	LB	\$2.38	\$26,180.00
PROJECT TOTAL COST				\$222,917.61

2020 Slurry Seal						
STREET	From	To	SY	UNIT	UNIT PRICE	Total Cost
Holiday Drive	18th Ave.	Meadowlark Ln.	3,369	SY	2.50	\$ 8,422.50
Meadowlark Lane	18th Ave.	Flint Rd.	4,362	SY	2.50	\$ 10,905.00
Hillcrest Drive	18th Ave.	Flint Rd.	3,264	SY	2.50	\$ 8,160.00
Maplecrest Drive	18th Ave.	21st Ave.	3,264	SY	2.50	\$ 8,160.00
Arrowhead Drive	Maplecrest Dr.	Flint Rd.	896	SY	2.50	\$ 2,240.00
Flint Road	Arrowhead Dr.	22nd Ave.	665	SY	2.50	\$ 1,662.50
Sunset Circle	Cul-de-sac	21st Ave.	510	SY	2.50	\$ 1,275.00
Schaeffer Way	Cul-de-sac	Prairie St.	1,502	SY	2.50	\$ 3,755.00
Wheeler Street	15th Ave.	18th Ave.	3,596	SY	2.50	\$ 8,990.00
Village Avenue	Rees Rd.	Wheeler St.	794	SY	2.50	\$ 1,985.00
Rees Road	Village Ave.	18th Ave.	1,834	SY	2.50	\$ 4,585.00
Luther Street	465' n. of 15th Ave.	18th Ave.	2,297	SY	2.50	\$ 5,742.50
Thompson Street	Dead End	18th Ave.	1,739	SY	2.50	\$ 4,347.50
Thompson Street	15th Ave.	Dead End	1,300	SY	2.50	\$ 3,250.00
Luther Street	12th Ave.	Santa Fe Trail Rd.	1,502	SY	2.50	\$ 3,755.00
Luther Street	Santa Fe Trail Rd.	15th Ave.	2,109	SY	2.50	\$ 5,272.50
Thompson Street	12th Ave.	15th Ave.	3,582	SY	2.50	\$ 8,955.00
Burns Street	9th Ave.	12th Ave.	3,596	SY	2.50	\$ 8,990.00
Henry Street	9th Ave.	12th Ave.	3,596	SY	2.50	\$ 8,990.00
Luther Street	9th Ave.	12th Ave.	3,596	SY	2.50	\$ 8,990.00
Thompson Street	9th Ave.	12th Ave.	3,596	SY	2.50	\$ 8,990.00
Graham Street	Suntton Pl.	W. 6th Ave.	3,056	SY	2.50	\$ 7,640.00
Stratford Drive	Bel-Aire Dr.	W. 6th Ave.	3,033	SY	2.50	\$ 7,582.50
Bel-Aire Drive	Stratford Dr.	Sutton Pl.	2,683	SY	2.50	\$ 6,707.50
Sutton Place	Stratford Dr.	Graham St.	3,307	SY	2.50	\$ 8,267.50
Melrose Place	Stratford Dr.	Graham St.	3,105	SY	2.50	\$ 7,762.50
Regency Drive	Stratford Dr.	164' east	474	SY	2.50	\$ 1,185.00
SLURRY SEAL TOTAL COST						\$ 166,567.50

2020 Slurry Seal (EDGE MILLING)							
STREET	FROM	TO	Requires Edge Milling	Length (ft)	SY	Unit Cost	Cost
Holiday Drive	18th Avenue	Meadowlark Ln.	Yes	1820	1011	2.60	\$ 2,628.89
Meadowlark Lane	18th Avenue	Flint Rd.	Yes	2265	1258	2.60	\$ 3,271.67
Hillcrest Drive	18th Avenue	Flint Rd.	Yes	895	497	2.60	\$ 1,292.78
Maplecrest Drive	18th Avenue	21st Ave.	Yes	1695	942	2.60	\$ 2,448.33
Arrowhead Drive	Maplecrest Dr.	Flint Rd.	Yes	450	250	2.60	\$ 650.00
Flint Road	Arrowhead Dr.	22nd Ave.	No	-	-	-	-
Sunset Circle	Cul-de-sac	21st Ave.	No	-	-	-	-
Schaeffer Way	Cul-de-sac	Prairie St.	No	-	-	-	-
Wheeler Street	15th Ave.	18th Ave.	No	-	-	-	-
Village Avenue	Rees Rd.	Wheeler St.	No	-	-	-	-
Rees Road	Village Ave.	18th Ave.	No	-	-	-	-
Luther Street	465' n. of 15th Ave.	18th Ave.	Yes	1192	662	2.60	\$ 1,721.78
Thompson Street	Dead End	18th Ave.	Yes	885	492	2.60	\$ 1,278.33
Thompson Street	15th Ave.	Dead End	Yes	660	367	2.60	\$ 953.33
Luther Street	12th Ave.	Santa Fe Trail Rd.	Yes	780	433	2.60	\$ 1,126.67
Luther Street	Santa Fe Trail Rd.	15th Ave.	No	-	-	-	-
Thompson Street	12th Ave.	15th Ave.	Yes	1905	1058	2.60	\$ 2,751.67
Burns Street	9th Ave.	12th Ave.	Yes	1905	1058	2.60	\$ 2,751.67
Henry Street	9th Ave.	12th Ave.	No	-	-	-	-
Luther Street	9th Ave.	12th Ave.	No	-	-	-	-
Thompson Street	9th Ave.	12th Ave.	Yes	1920	1067	2.60	\$ 2,773.33
Graham Street	Suntton Pl.	W. 6th Ave.	Yes	1280	711	2.60	\$ 1,848.89
Stratford Drive	Bel-Aire Dr.	W. 6th Ave.	No	-	-	-	-
Bel-Aire Drive	Stratford Dr.	Sutton Pl.	No	-	-	-	-
Sutton Place	Stratford Dr.	Graham St.	Yes	1645	914	2.60	\$ 2,376.11
Melrose Place	Stratford Dr.	Graham St.	Yes	1590	883	2.60	\$ 2,296.67
Regency Drive	Stratford Dr.	164' east	No	-	-	-	-
EDGE MILLING TOTAL COST							\$ 30,170.11

AGENDA ITEM SUMMARY

MEETING DATE: April 15, 2020

ITEM NUMBER: 4

SUBJECT: Public Comment

RECOMMENDATION:

BACKGROUND SUMMARY:

Citizen Appearance Procedures

Presentations by individuals during "Citizen Appearance" portion of the Commission agenda shall be limited two minutes each. No personal attacks, comments or opinions shall be expressed or made against or about any member of the Commission, Mayor, City Employee, individual group or corporation.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: April 15, 2020

ITEM NUMBER: 5

SUBJECT: Recognize the Finance Department Staff for Certificate of Achievement in Financial Reporting (CAFR).

RECOMMENDATION: Recognize the Finance Department.

BACKGROUND SUMMARY:

This is the thirty-fourth year in a row that the Government Finance Officers Associations of the U.S. and Canada have awarded their Certificate of Achievement for Excellence in Financial Reporting to the City of Emporia. This award is for the financial report ending December 31, 2018. In order to receive the award, the governmental unit must publish a financial report that is easy to read, efficiently organized, comprehensive and whose contents conform to program standards. The report must satisfy both generally accepted accounting principles and applicable legal requirements.

Members of the Finance Department for the City of Emporia are:

Janet Harrouff, Director of Administrative Services

Megan O'Mara, Accounting Clerk

Tammy Hopper, Accounting Clerk

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____

GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: April 15, 2020

ITEM NUMBER: 6

SUBJECT: Consider awarding a bid for the 2020 Street Resurfacing Project No. PV2001.

RECOMMENDATION: Staff recommends awarding the project to Killough Construction, Inc. for a total base bid amount of \$ 727,962.57, an Add Alternate No. 1 Bid of \$ 134,478.68, and Ad Alternate No. 2 Bid of \$ 94,750.70 for a total bid amount of \$ 957,191.95.

BACKGROUND SUMMARY:

At 2:00 p.m. on Tuesday, April 7, 2020, the City Engineer's Office publicly opened bids on the 2020 Street Resurfacing Project No. PV2001. The City had two bidders out of three plan holders submit a bid. The following are the bids received and the Engineer's Estimate.

Contractor	Base Bid	Add Alternate No. 1 Bid	Add Alternate No 2. Bid	Grand Total of Base Bid, Add Alternate 1 & 2
Killough Construction, Inc.	\$ 727,962.57	\$ 134,478.68	\$ 94,750.70	\$ 957,191.95
APAC-KS, Inc., Shear Div.	\$ 792,049.71	\$ 146,972.36	\$ 98,033.91	\$ 1,037,055.98
Engineer's Estimate	\$ 791,973.40	\$ 131,122.75	\$ 90,309.00	\$ 1,013,405.15

The staff recommends awarding the project to Killough Construction, Inc. for the Base Bid plus both Bid Alternates for the total amount of \$957,191.95. This amount is within the Engineer's Estimate and the City's overall budget for the project.

The project is funded out of the Multi Year Fund.

Attached is the complete project bid tabulation sheet for the Base Bid, Add Alternate No. 1 Bid and Add Alternate No. 2 Bid and the Grand Total of all three.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____

GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

**CITY OF EMPORIA, KS
BID TABULATION
FOR CONSTRUCTION OF 2020 STREET REHABILITATION PROJECT PV2001**

Bid Opening: 4/7/2020, 2pm at City Engineering

Quantity	Units	Description	APAC-KS Shear Div.		Killough Construction		CITY ENGINEER'S	
			Unit	Total	Unit	Total	Unit	ESTIMATE Total
1	L.S.	Mobilization	\$24,012.00	\$24,012.00	\$24,500.00	\$24,500.00	\$30,000.00	\$30,000.00
41,982	S.Y.	Asphalt Milling (2" Avg. Depth)	\$2.35	\$98,657.70	\$1.76	\$73,888.32	\$2.25	\$94,459.50
5,330	S.Y.	Concrete Milling (1" Avg. Depth)	\$4.19	\$22,332.70	\$1.87	\$9,967.10	\$4.00	\$21,320.00
6,509	TON	HMA (Commercial Grade) (Class A)	\$78.86	\$513,299.74	\$72.50	\$471,902.50	\$76.00	\$494,684.00
37	TON	Asphalt Patching (4" Avg. Depth)	\$159.31	\$5,894.47	\$171.60	\$6,349.20	\$180.00	\$6,660.00
472	LF	Crack Filling (>1/2" to <2")	\$4.22	\$1,991.84	\$5.10	\$2,407.20	\$3.50	\$1,652.00
472	L.F.	Stress Relief Interlay Fabric (24" Wide)	\$3.43	\$1,618.96	\$2.50	\$1,180.00	\$4.00	\$1,888.00
1,189	L.F.	Curb & Gutter (2'-6" Combined) (AE) (Remove & Replace)	\$31.53	\$37,489.17	\$40.00	\$47,560.00	\$36.50	\$43,398.50
120	S.Y.	Concrete Pavement (6" Plain) (AE) (Remove & Replace)	\$87.31	\$10,477.20	\$87.80	\$10,536.00	\$75.00	\$9,000.00
4	S.Y.	Concrete Pavement (9" Reinf) (AE) (Remove & Replace)	\$316.54	\$1,266.16	\$131.80	\$527.20	\$125.00	\$500.00
253	S.Y.	Concrete Sidewalk (4" Plain) (AE) (Remove & Replace)	\$63.61	\$16,093.33	\$74.45	\$18,835.85	\$67.00	\$16,951.00
136	S.Y.	ADA Sidewalk Ramp	\$159.77	\$21,728.72	\$211.70	\$28,791.20	\$218.00	\$29,648.00
20	S.Y.	Sidewalk Removal	\$10.92	\$218.40	\$10.00	\$200.00	\$150.00	\$3,000.00
1	Ea.	Curb Inlet Lid (4'x5') (Precast) (Remove & Replace)	\$2,699.65	\$2,699.65	\$2,500.00	\$2,500.00	\$1,500.00	\$1,500.00

**CITY OF EMPORIA, KS
BID TABULATION
FOR CONSTRUCTION OF 2020 STREET REHABILITATION PROJECT PV2001**

Bid Opening: 4/7/2020, 2pm at City Engineering

Quantity	Units	Description	APAC-KS Shear Div.		Killough Construction Ottawa, KS		CITY ENGINEER'S ESTIMATE	
			Unit	Total	Unit	Total	Unit	Total
4	Ea.	Utility Adjustment (Concrete) (Valve Box) (Water)	\$592.64	\$2,370.56	\$550.00	\$2,200.00	\$1,000.00	\$4,000.00
6	Ea.	Utility Adjustment (Concrete) (Manhole) (Sewer)	\$952.93	\$5,717.58	\$1,000.00	\$6,000.00	\$1,200.00	\$7,200.00
2	Ea.	Utility Adjustment (Valve Box Riser) (Valve Box) (Water)	\$80.18	\$160.36	\$150.00	\$300.00	\$100.00	\$200.00
1	Ea.	Utility Adjustment (Manhole Riser) (Manhole) (Sewer)	\$194.36	\$194.36	\$250.00	\$250.00	\$250.00	\$250.00
961	L.F.	Pavement Marking (Thermoplastic) (White) (6") (Solid)	\$1.63	\$1,566.43	\$3.00	\$2,883.00	\$1.20	\$1,153.20
464	L.F.	Pavement Marking (Thermoplastic) (White) (6") (Broken)	\$1.63	\$756.32	\$3.00	\$1,392.00	\$1.20	\$556.80
337	L.F.	Pavement Marking (Thermoplastic) (Yellow) (4" Solid)	\$1.09	\$367.33	\$2.00	\$674.00	\$1.20	\$404.40
80	L.F.	Pavement Marking (Thermoplastic) (Yellow) (4" Broken)	\$1.09	\$87.20	\$2.00	\$160.00	\$1.20	\$96.00
346	L.F.	Pavement Marking (Thermoplastic) (Yellow) (4") (Double)	\$2.17	\$750.82	\$3.00	\$1,038.00	\$2.00	\$692.00
8	Ea.	Pavement Marking (Int. Grade) (White) (Left Arrow)	\$282.61	\$2,260.88	\$300.00	\$2,400.00	\$300.00	\$2,400.00
3	Ea.	Pavement Marking (Intersection Grade) (White) (Straight Arrow)	\$282.61	\$847.83	\$225.00	\$675.00	\$300.00	\$900.00
4	Ea.	Pavement Marking (Intersection Grade) (ONLY)	\$380.44	\$1,521.76	\$370.00	\$1,480.00	\$500.00	\$2,000.00
1	L.S.	Temp Seed and Mulch	\$1,997.75	\$1,997.75	\$1,000.00	\$1,000.00	\$500.00	\$500.00

**CITY OF EMPORIA, KS
BID TABULATION
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Bid Opening: 4/7/2020, 2pm at City Engineering

Quantity Units Description			APAC-KS Shear Div.		Killough Construction		CITY ENGINEER'S	
			Emporia, KS	Ottawa, KS	Unit	Total	Unit	ESTIMATE
			Unit	Total	Unit	Total	Unit	Total
50	L.F.	Temp Slope Barrier (Silt Fence)	\$5.89	\$294.50	\$5.00	\$250.00	\$6.00	\$300.00
1	Ea.	Inlet Sediment Barrier	\$139.72	\$139.72	\$100.00	\$100.00	\$100.00	\$100.00
1	C.Y.	Sediment Removal (Set Price)	\$35.00	\$35.00	\$35.00	\$35.00	\$35.00	\$35.00
1	L.S.	Permanent Seeding, Fertilizer and Mulch	\$2,904.24	\$2,904.24	\$2,570.00	\$2,570.00	\$1,500.00	\$1,500.00
1	L.S.	Traffic Control	\$12,272.03	\$12,272.03	\$5,386.00	\$5,386.00	\$15,000.00	\$15,000.00
1	Hr.	Flagger (Set Price)	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00
TOTAL AMOUNT OF BASE BID:			\$792,049.71	\$727,962.57				\$791,973.40
Quantity Unit Description			Unit	Total	Unit	Total	Unit	Total
Add Alternate No. 1								
1	L.S.	Mobilization	\$3,748.53	\$3,748.53	\$7,500.00	\$7,500.00	\$5,000.00	\$5,000.00
1	L.S.	Contractor Construction Staking	\$2,717.39	\$2,717.39	\$4,400.00	\$4,400.00	\$1,200.00	\$1,200.00
909	L.S.	Surface Grading	\$8.91	\$8,099.19	\$6.42	\$5,835.78	\$6.00	\$5,454.00
115	S.Y.	Asphalt Milling (2" Avg Depth)	\$24.43	\$2,809.45	\$5.00	\$575.00	\$2.25	\$258.75

**CITY OF EMPORIA, KS
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Quantity Units Description			APAC-KS Shear Div.		Killough Construction		CITY ENGINEER'S	
			Emporia, KS		Ottawa, KS		ESTIMATE	
Quantity Units Description			Unit	Total	Unit	Total	Unit	Total
Add Alternate No. 1								
366	TON	HMA (Leveling Course) (BM-1) (1" Avg. Depth)	\$80.51	\$29,466.66	\$90.75	\$33,214.50	\$85.00	\$31,110.00
770	TON	HMA (Commercial Grade) (Class A)	\$79.79	\$61,438.30	\$72.50	\$55,825.00	\$76.00	\$58,520.00
27	TON	Asphalt Patching (4" Avg. Depth)	\$191.88	\$5,180.76	\$171.60	\$4,633.20	\$180.00	\$4,860.00
156	L.F.	Curb & Gutter (2'-6" Combined) (AE) (Remove & Replace)	\$35.88	\$5,597.28	\$40.00	\$6,240.00	\$36.50	\$5,694.00
70	S.Y.	Concrete Pavement (9" Reinf) (AE) (Remove & Replace)	\$170.82	\$11,957.40	\$131.80	\$9,226.00	\$125.00	\$8,750.00
56	L.F.	12" CMP	\$41.70	\$2,335.20	\$37.50	\$2,100.00	\$56.00	\$3,136.00
268	L.F.	Ditch Grading	\$4.44	\$1,189.92	\$4.40	\$1,179.20	\$5.00	\$1,340.00
1	L.S.	Temp Seed and Mulch	\$3,647.66	\$3,647.66	\$1,000.00	\$1,000.00	\$500.00	\$500.00
50	L.F.	Temp Slope Barrier (Slit Fence)	\$5.89	\$294.50	\$5.00	\$250.00	\$6.00	\$300.00
1	L.S.	Permanent Seeding, Fertilizer and Mulch	\$4,462.88	\$4,462.88	\$1,500.00	\$1,500.00	\$2,500.00	\$2,500.00
1	L.S.	Traffic Control	\$4,027.24	\$4,027.24	\$1,000.00	\$1,000.00	\$2,500.00	\$2,500.00
TOTAL OF ADD ALTERNATE NO. 1:			\$146,972.36		\$134,478.68		\$131,122.75	

**CITY OF EMPORIA, KS
BID TABULATION
FOR CONSTRUCTION OF 2020 STREET REHABILITATION PROJECT PV2001**

Bid Opening: 4/7/2020, 2pm at City Engineering

Quantity Units Description			APAC-KS Shear Div. Emporia, KS		Killough Construction Ottawa, KS		CITY ENGINEER'S ESTIMATE	
Quantity	Units	Description	Unit	Total	Unit	Total	Unit	Total
<u>Add Alternate No. 2</u>								
1	L.S.	Mobilization	\$3,561.58	\$3,561.58	\$6,450.00	\$6,450.00	\$1,000.00	\$1,000.00
1	L.S.	Contractor Construction Staking	\$2,717.39	\$2,717.39	\$4,700.00	\$4,700.00	\$500.00	\$500.00
1	L.S.	Clearing & Grubbing	\$7,198.87	\$7,198.87	\$1,500.00	\$1,500.00	\$1,000.00	\$1,000.00
115	CY	Common Excavation	\$30.79	\$3,540.85	\$25.00	\$2,875.00	\$15.00	\$1,725.00
55	CY	Compaction of Earthwork	\$9.51	\$523.05	\$5.00	\$275.00	\$10.00	\$550.00
450	LF	Saw Cutting (Full Depth) (Existing Mat for Curb Toe)	\$9.93	\$4,468.50	\$3.00	\$1,350.00	\$10.00	\$4,500.00
350	SY	Combined Material (AB-3) (6" Compacted)	\$10.38	\$3,633.00	\$16.00	\$5,600.00	\$20.00	\$7,000.00
520	LF	Curb and Gutter (2'-6" Combined) (AE)	\$30.43	\$15,823.60	\$30.00	\$15,600.00	\$36.50	\$18,980.00
140	SY	Concrete Pavement (6" Plain) (AE)	\$70.65	\$9,891.00	\$70.80	\$9,912.00	\$75.00	\$10,500.00
332	TONS	HMA Overlay (4" Avg. Depth)	\$88.62	\$29,421.84	\$90.45	\$30,029.40	\$76.00	\$25,232.00
250	SY	Concrete Sidewalk (4" Plain) (AE)	\$52.17	\$13,042.50	\$54.45	\$13,612.50	\$67.00	\$16,750.00
4	SY	Concrete Sidewalk Ramp (No Panel)	\$163.04	\$652.16	\$211.70	\$846.80	\$218.00	\$872.00
200	LF	Temporary slope barrier (Silt Fence)	\$5.89	\$1,178.00	\$5.00	\$1,000.00	\$6.00	\$1,200.00

**CITY OF EMPORIA, KS
BID TABULATION
FOR CONSTRUCTION OF 2020 STREET REHABILITATION PROJECT PV2001**

Bid Opening: 4/7/2020, 2pm at City Engineering

Quantity	Units	Description	APAC-KS Shear Div. Emporia, KS		Killough Construction Ottawa, KS		CITY ENGINEER'S ESTIMATE	
			Unit	Total	Unit	Total	Unit	Total
1	LS	Traffic Control	\$2,381.57	\$2,381.57	\$1,000.00	\$1,000.00	\$500.00	\$500.00
TOTAL OF ADD ALTERNATE NO. 2:				<u>\$98,033.91</u>		<u>\$94,750.70</u>		<u>\$90,309.00</u>
TOTAL OF BASE BID, ADD ALTERNATE NO. 1 & ADD ALTERNATE NO. 2:				<u>\$1,037,055.98</u>		<u>\$957,191.95</u>		<u>\$1,013,405.15</u>

List of Streets for 2020 St. Rehab.

Streets included in Base Bid:

- 12th Avenue (Mary St. to Whittier St.)
- Burlingame Rd. (12th Ave. to Riley Ave.)
- South Avenue (East St. to Commercial St.)
- Deerbrook Subdivision
 - Deerbrook Lane. (18th Ave. to Antler Rdg.)
 - Deerbrook Ln. (Antler Rdg. to 20th Ave.)
 - Antler Rdg. (Deerbrook Ln. to Cul de sac)
 - Caribou Ln. (Cul de sac to Deerbrook Ln.)
 - Whitetail Ln. (Cul de sac to Deerbrook Ln.)
 - 20th Ave. (Mt. Vernon Ter. to Cul de sac)
- Landmark Addition
 - Mt. Vernon Ter. (Graphic Arts Rd. to 20th Ave.)
 - 21st Ave. (Graphic Arts Rd. to Mt. Vernon Ter.)
 - 22nd Ave. (Graphic Arts Rd. to Mt. Vernon Ter.)
- Westridge Addition
 - West View Ter. (24th Ave. to Cul de sac)
 - West View Dr. (24th Ave. to Cul de sac)
 - West Rdg. Dr. (West Ridge Ct. to Graphic Arts Rd.)
- Park Lane Estate and Dietrich Addition
 - Arrowhead Dr. (Flint Rd. to Flint Rd.)
 - Diane Ave. (Hillcrest Dr. to Darlene Way)
 - Darlene Way (DeLane Dr. to Diane Ave.)
 - DeLane Dr. (Hillcrest Dr. to Darlene Way)

The remaining streets are an add-alternate to the base bid and include:

- Clark Avenue (Dead End to East St.)
- Logan Avenue (Road M to Weaver St.)
- Peter Pan Park parking lot improvements

AGENDA ITEM SUMMARY

MEETING DATE: April 15, 2020

ITEM NUMBER: 7

SUBJECT: Report from the City Manager on City Activities

RECOMMENDATION: This is a verbal report that announces upcoming events, recognizes employees for outstanding contributions and provides the public with information that may be of general interest.

BACKGROUND SUMMARY: This is an opportunity to present information to the public that may not be reported in other news accounts or City activities or to highlight accomplishments of the organization.

Tentative Agenda for April 22nd Study Session

- Update on KDHE Stormwater Runoff Requirements.
- Lift Stations Discussions

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

COMMISSION MEETING**1:30 P.M.****APRIL 1, 2020**

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, April 1, 2020, in the City Commission Meeting Room with Mayor Giefer presiding and Commissioners Geitz, and Smith present. Commissioners Brinkman and Gilligan were present via phone. Also present were City Manager McAnarney, Assistant City Manager Massey and City Clerk Sull. City Attorney Montgomery was present via phone.

Consent Agenda

It was moved by Commissioner Geitz, seconded by Commissioner Smith that the Consent Agenda listed below be ratified as a whole:

- a. Consider minutes of the Regular Meeting held on March 18th and Adjourned Meeting on March 25, 2020.
- b. Consider ratification of Payroll Ordinance for the period ending on March 27, 2020.

The vote follows: Commissioner Geitz, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Gilligan, aye; and Mayor Giefer, aye.

**CITY COMMISSION
(Public Comment)**

This is the time for the public to make comments. No comments were made at this time.

Mayor Giefer accepted a proclamation declaring the month of April as "National Child Abuse and Neglect Prevention Month" in Emporia. He stated child abuse and neglect is a serious problem affecting every segment of our community, and finding solution requires input and action from everyone in our community. Child abuse can have long-term psychological, emotional and physical effects that can have lifelong consequences for victims of abuse. By providing safe, stable and nurturing relationships for our children, free of violence, abuse and neglect, we can ensure that Kansas' children will grow to their full potential as the next generation of leaders. Working together as a community to increase awareness about child abuse and contribution to promote the social and emotional well-being of children and families in a safe, stable, nurturing environment. He urged all citizens

to recognize the month of April be dedicated to the task of improving the quality of life for all children and families.

**CITY COMMISSION
(Riverside Subdivision/Riverside Court, LLC)
(Rural Housing Incentive District)
(Public Hearing)**

Jim Witt, Special Projects Manager, was recognized and addressed the Governing Body. He stated this is the last public hearing that is a requirement of Kansas statute related to the establishment of a Rural Housing Incentive District (RHID) for the Riverside Subdivision/Riverside Court, LLC. The State of Kansas approved the eligibility of this area for inclusion of a RHID on February 19, 2020. The Riverside Subdivision consists of eleven single family lots just south of Riverside Elementary.

Mayor Giefer then declared the public hearing opened.

As no one in attendance wished to address the Governing Body, Mayor Giefer then declared the public hearing closed.

**CITY COMMISSION
(Adopt the Development Plan Riverside Addition)
(Rural Housing Incentive District)
(Ordinance Number 20-07)**

AN ORDINANCE OF THE GOVERNING BODY OF THE CITY OF EMPORIA, KANSAS ESTABLISHING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY AND ADOPTING A PLAN FOR THE DEVELOPMENT OF HOUSING AND PUBLIC FACILITIES IN SUCH DISTRICT, AND MAKING CERTAIN FINDINGS IN CONJUNCTION THEREWITH (RIVERSIDE ADDITION), to which the City Clerk assigned Ordinance Number 20-07, was presented to the Governing Body for their consideration.

Jim Witt, Special Projects Manager, was recognized and addressed the Governing Body. He stated this is the final step in the RHID process to meet state requirements. The development consists of eleven homes south of Riverside Elementary. The Commission previously approved the plat and established a public hearing for the project. This ordinance would adopt the Development Plan for the district. He stated recent information from the a local agent for the development group targets the price range for the homes to be constructed from \$175,000.00 to \$200,000.00.

Following further discussion, Commissioner Smith made a motion to

approve Ordinance Number 20-07, an ordinance establishing the Riverside Addition as a Rural Housing Incentive District. Commissioner Geitz seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Geitz, aye; Commissioner Brinkman, aye; Commissioner Gilligan, aye; and Mayor Giefer, aye.

**CITY COMMISSION
(Amending Chapter 9 of the Municipal Code)
(Consider Addition of New Section 9-17.1)
(Enforcement of Public Health Orders)
(Ordinance Number 20-08)**

AN ORDINANCE RELATING TO THE ENFORCEMENT OF PUBLIC HEALTH ORDERS; AMENDING CHAPTER 9 OF THE MUNICIPAL CODE OF THE CITY OF EMPORIA, KANSAS BY THE ADDITION OF NEW SECTION 9-17.1 VIOLATING A PUBLIC HEALTH ORDER, to which the City Clerk assigned Ordinance Number 20-08, was presented to the Governing Body for their consideration.

City Attorney Montgomery, was recognized and addressed the Governing Body. The Public Health Officer has the authority to make orders of quarantine, mandatory disinfection, restricting public gathering, communication, and other matters relating to a contagious disease outbreak. The Public Health Officer issued a stay at home order on March 26, 2020 until April 25, 2020. The County Public Health Officer's order was superseded by Governor Kelly's Executive Order 20-16 which is in effect until April 19, 2020. The County Order may resume after expiration of the Executive Order. This proposed ordinance would allow the Emporia Police Department to ticket individuals in violation of an active Public Health Order on scene and to appear in Emporia Municipal Court. She stated staff has prepared an ordinance proposal which would create a new offense in the City Code called "Violating a Public Health Order." This ordinance would make it unlawful to disobey an order of the Lyon County Health Officer, Lyon County Board of Health, or Lyon County Director of Health. This offense would be a Class C misdemeanor punishable by a fine up to \$500, a jail term of up to one month, or both. These proposed penalties mirror the penalties that could be imposed through state law for disobeying a public health order. This ordinance would enable prosecution of this offense through Emporia Municipal Court. If approved, this ordinance will become

part of the City Code and will remain there permanently, unless it is repealed in the future. It will only be available for use as an enforcement tool when there is an active order of the County Public Health Officer.

Commissioner Geitz stated he felt that the County Health Officer is the agency issuing the orders concerning public health and Lyon County should be the issuing the orders for enforcement. He stated he would not vote in favor of this ordinance.

Mayor Giefer stated he had concerns expressed to him from the public and he would not support this ordinance.

Following further discussion, Commissioner Smith made a motion to approve Ordinance Number 20-08, an ordinance relating to the enforcement of public health orders and amending chapter 9 of the municipal code by the addition of a new section 9-17.1 violating a public health order. Commissioner Gilligan seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Gilligan, aye; Commissioner Brinkman, aye; Commissioner Geitz, nay; and Mayor Giefer, nay.

**CITY COMMISSION
(City Manager's Report)**

This is a verbal report that announces upcoming events, recognizes employees for outstanding contribution and provides the public information that may be of a general interest. The following information was presented at the meeting:

At the time this Agenda was prepared, the following items were in the works:

Tentative Agenda for April 8th Study Session

Update on Commission Goals.

City Financial Review and Update

City Manager McAnarney asked the Commission to consider holding the remainder of the meetings for the month of April to online meetings instead of meeting in person.

Commissioner Smith then made a motion to adjourn. Commissioner Geitz seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Geitz, aye; Commissioner Brinkman, aye; Commissioner Gilligan, aye; and Mayor Giefer, aye.

Danny Giefer, Mayor

ATTEST:

Kerry Sull, City Clerk